

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0915-02  
Bill No.: HB 486  
Subject: County Officials; County Government; Fees  
Type: Original  
Date: March 12, 2013

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Bill Summary: This proposal authorizes an additional \$4 fee to be charged by county recorders in second and third class counties to be used for county and regional economic development planning activities.

**FISCAL SUMMARY**

| <b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>                   |            |            |            |
|---|------------|------------|------------|
| FUND AFFECTED   | FY 2014    | FY 2015    | FY 2016    |
|   |            |            |            |
|   |            |            |            |
| <b>Total Estimated<br/>Net Effect on<br/>General Revenue<br/>Fund</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

| <b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>                      |            |            |            |
|---|------------|------------|------------|
| FUND AFFECTED   | FY 2014    | FY 2015    | FY 2016    |
|   |            |            |            |
|   |            |            |            |
| <b>Total Estimated<br/>Net Effect on <u>Other</u><br/>State Funds</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

| <b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>                  |            |            |            |
|---|------------|------------|------------|
| FUND AFFECTED   | FY 2014    | FY 2015    | FY 2016    |
|   |            |            |            |
|   |            |            |            |
| <b>Total Estimated Net Effect on <u>All</u> Federal Funds</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

| <b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b> |          |          |          |
|---|----------|----------|----------|
| FUND AFFECTED   | FY 2014  | FY 2015  | FY 2016  |
|   |          |          |          |
|   |          |          |          |
| <b>Total Estimated Net Effect on FTE</b>                  | <b>0</b> | <b>0</b> | <b>0</b> |

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

| <b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b> |                                       |                                       |                                       |
|--|---------------------------------------|---------------------------------------|---------------------------------------|
| FUND AFFECTED                              | FY 2014                               | FY 2015                               | FY 2016                               |
| <b>Local Government</b>                    | <b>Unknown greater than \$100,000</b> | <b>Unknown greater than \$100,000</b> | <b>Unknown greater than \$100,000</b> |

## FISCAL ANALYSIS

### ASSUMPTION

#### § 59.319 - County Recorder Fees:

Officials from the **Office of Administration - Division of Budget and Planning (BAP)** assume the proposal would require a recorder in second and third class counties to charge an additional \$4.00 fee to record any instrument. BAP assumes this proposal would impact the Article X, Section 18(e) cap by an unknown amount. The proposal should not result in additional costs or savings to BAP.

Officials from the **Office of Administration - Division of Accounting, Office of Secretary of State, Department of Economic Development, State Treasurer's Office, St. Charles County Recorder** each assume the proposal would not fiscally impact their respective agencies.

**Oversight** assumes this proposal requires county recorders in 2<sup>nd</sup> and 3<sup>rd</sup> class counties to charge an additional \$4 fee for recording any instrument and then depositing \$2 dollars of the fee to the county general revenue fund and transferring \$2 to the appropriate regional planning commissions. Since none of the proposed fee will be remitted to the state, Oversight will show a "\$0" impact to state funds.

**Oversight** assumes this fee is new revenue and separate from other fees required by law and collected by county recorders. **Oversight** is unable to estimate the increased fee revenue to 2<sup>nd</sup> and 3<sup>rd</sup> class counties, but for the purpose of the fiscal note, will show an unknown increase in revenue greater than \$100,000 to local government funds in 2<sup>nd</sup> and 3<sup>rd</sup> class counties from this proposal.

| <u>FISCAL IMPACT - State Government</u> | FY 2014<br>(10 Mo.) | FY 2015    | FY 2016    |
|---|---------------------|------------|------------|
|   | <u>\$0</u>          | <u>\$0</u> | <u>\$0</u> |

| <u>FISCAL IMPACT - Local Government</u> | FY 2014<br>(10 Mo.) | FY 2015 | FY 2016 |
|---|---------------------|---------|---------|
|---|---------------------|---------|---------|

**LOCAL GOVERNMENT FUNDS**

|  |                                  |                                  |                                  |
|--|----------------------------------|----------------------------------|----------------------------------|
| <u>Revenue - 2<sup>nd</sup> and 3<sup>rd</sup> Class Counties</u>            | Unknown                          | Unknown                          | Unknown                          |
| § 59.319 - Additional \$4 fee charged by county recorders for any instrument | greater than<br><u>\$100,000</u> | greater than<br><u>\$100,000</u> | greater than<br><u>\$100,000</u> |

|   |  |  |  |
|---|--|--|--|
| <b>ESTIMATED NET EFFECT ON LOCAL GOVERNMENT FUNDS</b> | <b>Unknown<br/>greater than<br/><u>\$100,000</u></b> | <b>Unknown<br/>greater than<br/><u>\$100,000</u></b> | <b>Unknown<br/>greater than<br/><u>\$100,000</u></b> |
|---|--|--|--|

FISCAL IMPACT - Small Business

Direct fiscal impact to small businesses who pay fees to county recorders for any instrument related to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

§ 59.319 - County Recorder Fees:

This proposal authorizes county recorders in counties of the second or third classification to charge an additional \$4 fee for recording any instrument. Two dollars of the fee are to be deposited into the county's general revenue fund to be used solely to support economic development, transportation, and other relevant planning activities. The remaining \$2 are transferred to the appropriate regional planning commission to be used solely to support regional planning commissions including, but not limited to, transportation, community and economic development, infrastructure, or other planning activities.

This fee will sunset on August 28, 2023.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

KB:LR:OD

SOURCES OF INFORMATION

Office of Administration -  
Division of Budget and Planning  
Office of Administration -  
Division of Accounting  
Office of Secretary of State  
Department of Economic Development  
State Treasurer's Office  
St. Charles County Recorder



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Acting Director  
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